



## REQUEST FOR COUNCIL ACTION

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**MEETING DATE:** April 3, 2023

**PREPARED BY:** Kelly E. Matzke, Right of Way Technician

**AGENDA ITEM:** Public hearing - Easement Vacation No. 23-02  
Resolution No. 23-064

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**PREVIOUS ACTIONS:**

Council, at their June 6, 2022 meeting, adopted Resolution No. 22-103 approving Arbor Lakes Business Park Phase 3 PUD development stage plan and final plat subject to final review and approval.

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**RECOMMENDED COUNCIL ACTION:**

Motion to open public hearing.

Motion to close public hearing.

Motion to adopt Resolution No. 23-064 vacating certain easements located in the City of Maple Grove, County of Hennepin, State of Minnesota.

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**COMMENTS:**

The applicant desires to have a portion of the turnback area referenced in Document No. 4904443 and a portion of the right of way easement referenced in Document No. 8680310 vacated, as shown on the vacation description and graphic (Attachment B), to allow for development closer to I-94, and to provide a clear view of the development from I-94. City staff notified affected property owners, private utility companies, and published the public hearing for proposed vacation in the Osseo-Maple Grove Press on March 16 and March 23, 2023.

Centerpoint Energy, Comcast, Lumen, and Xcel Energy do not have facilities located in the area proposed to be vacated. Wright Hennepin Electric currently has equipment (power cables, switches) located in the area and expressed concerns with the proposed vacation. The Resolution includes language stating the vacation shall not become effective until the concerns of the companies, if any, regarding existing facilities are resolved.

Following the opening and closing of the public hearing, it is recommended that Council adopt the resolution vacating said easement.

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**ATTACHMENTS:**

Attachment A: Resolution No. 23-064  
Attachment B: Vacation description and graphic  
Attachment C: Location map  
Attachment D: Private utility comments  
Attachment E: Document No. 4904443  
Attachment F: Document No. 8680310